

pg 1

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA

FILED

APR 14 2021

Richard Glossip, et al.,

PLAINTIFFS

CARMELITA REEDER SHINN, CLERK
U.S. DIST. COURT, WESTERN DIST. OKLA.
BY  DEPUTY

vs.

CASE NO. CV-14-665-F

Randy Chandler, et al.,

DEFENDANTS.

WADE LAY, PLAINTIFF - MOVANT

PLAINTIFF (WADE LAY) ADDENDUM TO PROTECTIVE
ORDER - INJUNCTIVE RELIEF FILED 04/07/21
MOTION FOR DISCOVERY

COMES NOW WADE LAY TO PROVIDE THE DETAILS TO THE
CLAIM MADE IN DOC. NO. 390 AND 398, PLAINTIFFS
MOTIONS FOR DISCOVERY AND PROTECTIVE ORDER.

WADE CARELY LAY #516263

OKLAHOMA STATE PENITENTIARY



P.O. BOX 97

MCALISTER, OKLA. 74502

DATE: 04/12/2021
pdd-se

IN DOC. NO. 390 AND 391 PLAINTIFF PREDICTS THAT
 OSP (OKLA. STATE PENITENTIARY) WILL BUILD UPON THE
 CURRENT CONDITION OF HIS DAUGHTER (APRIL LAY'S)
 PRISON STATUS, FURTHER CLAIMING A TECHNICAL
 ANOMALY TO SEPERATE MADE LAY FROM THE ADVOC-
 ATES THAT SUPPORT HIS CAUSE, ¹ HIS FAMILY AND ATTOR-
 NEYS. O.S.P. HAS ATTEMPTED TO DO JUST THAT ON
 04/07/2021. ON PG. 5 LAY STATES:

"O.S.P. WILL NOT RECTIFY THE PROBLEM WITH
 'SECURUS' THE PHONE PROVIDER, WITH LAY'S COM-
 MUNICATIONS WITH HIS DAUGHTER. THIS SO-CALL-
 ED TECHNICAL PROBLEM IS IDENTICAL TO THE CLA-
 IMS MADE BY UNIT MGR. PERRY IN 2017, TO CUT
 THE PLAINTIFF OFF FROM HIS ATTORNEYS AND FA-
 MILY, LEADING TO Lay v. C.T. IN CW-18-09-RAN-SBS;
 AND Lay v. O.P.C., CW-17-1224-J, FILED IN THIS COURT.
 AND IF IS PLAUSIBLE TO SUSPECT A REPEAT OF THE PAST
 IS IN MOTION, THE DISCONNECTION BEING A PRECU-
 RSOR TO THE SO-CALLED TECHNICAL ANOMALY THAT
 WILL OCCUR WITH HIS SISTER (RHONDA KEMP 316-737-

158881170

pg. 3

"7256); AND (KIM LAY 403-327-0123), IN THE MONTHS PROCEEDING LAY'S EXECUTION."

JUDGE FROST AND THIS COURT CAN NOW SEE, THAT O.S.P. HAS DONE PRECISELY WHAT LAY ANTICIPATES. THIS IS WHY THE PLAINTIFF ASK FOR THE ACCESS TO VIDEO SURVEILLANCE, WHICH WILL SHOW THE UNBELIEVABLE ACTIONS OF SECURITY OFFICERS (HOOD AND MONKS), AND THE OBVIOUS INVOLVEMENT OF ADMINISTRATIVE STAFF IN THE CONSPIRACY. IN SUMMARY, O.S.P. CONTRIVES A STORY, THAT, THE SECURUS PHONE SERVICE IS TEMPORARILY DISRUPTED. YET, IN AN EXACT DUPLICATE MANNER AS WHAT OCCURRED — BETWEEN JULY 27 - AUG. 09, 2019, THE TECHNICAL DIFFICULTIES ONLY APPLY TO WADE LAY, ALL OTHER PRISONERS ARE ABLE TO ENJOY REGULAR PHONE SERVICE.

F.O.A

A) SEE DOC. NOS. 46-70, Lay v. O.D.C., CW-17-1224-J.

IT IS IN ESSENCE AN ARBITRARY PHONE RESTRICTION. THIS IS WHY O.S.P. DESIRES TO MAINTAIN THE ARBITRARY ENVIRONMENT, WHERE PRISONERS ARE ALLOWED TO CONTROL THE PHONE, IT SUITS THEIR AGENDA TO ISOLATE A PRISONER THEY CHOOSE TO TARGET, USING THE ABOLITION AS A MEANS OF DEPRIVATION.

THIS IS WHY O.S.P. ALLOWS THE PASSAGE OF CONTRABAND/CANTEEN, AND ALLOWS STAFF TO PASS CANTEEN FOR PRISONERS, AND FOR STAFF TO ACCEPT CANTEEN FOOD PRODUCTS AS GIFTS, THE VIGILANTE PRISONER POPULATION SERVES D.D.O.C.'S CROOKED AGENDA.

THE PLAINTIFF UNDERSTANDS IT IS A HARD

PG. 5

WILL FOR THE COURTS OR SOCIETY TO
 SWALLOW, THAT YOU HAVE ALLOWED SUCH
 A CRUCIAL DEPARTMENT OF GOVERNMENT
 TO BECOME SO DIABOLICAL; THAT IS WHY
 THE EVENTS OF 04/07/2021, ON H-UNIT
 SOUTHWEST QUAD BETWEEN 7:45 A.M. AND
 1:47 P.M. ARE SO IMPORTANT, AND RELEVANT TO
 THE IMPLEMENTATION OF THE EXECUTION PROTOCOLS.
 SIMILAR TO THE VENGEFUL ACTIONS OF DEPUTY
 WARDEN RANKINS IN 2019,¹ AND THE DECEITFUL
 AND CROOKED ACTIONS OF DEP. WARDEN COOPER
 IN 2018,² (ADDITIONALLY, IT WAS D.W. RANKINS WHOM
 USED HIS POWERS TO WRITE WHIDE LAY UP OO BOGUS

F.P.#

- 1) THE ACTIONS OF D.W. RANKINS ARE DESCRIBED IN DEC. NOS. 52-10 OF
 Ray V. D.D.C., CIV-17-1224-J; AND LAY'S OPENING BRIEF TO THE 10TH
 CIRCUIT, NO. 20-6038. / 2) COOPER'S ACTIONS ARE DESCRIBED IN
 DEC. NOS. 45-51 OF THE SAME CASE, AS F.P.# 1.

Pg. 6

CHARLES SHORTLY AFTER RUMORING WAY OUT
OF THE CLASSIFICATION HEARING⁺, SIMPLY BE-
CAUSE THE PLAINTIFF BROUGHT EVIDENCE
TO THE HEARING TO SHOW THE MALFEASANCE
OF PRISON OFFICIALS, SUCH AS: D.W. COOPER'S
EMBEZZLEMENT OF TRUST FUND DOLLARS
SENT TO THIS COURT ILLEGALLY IN SEPT. OF
2018. (SEE DOC. NO. 66 OF *WY V. O.D.O.C.*, CIV-17-
1224-J)), O.S.P. RETURNS TO THAT SAME TACTIC 04/01/21.

THIS ABUSE OF POWER HAS BECOME THE NORM,
AN ACCEPTABLE MODE OF OPERATIONS BLESSED
BY THE O.D.O.C. IT VIOLATES THE OKLA.
ADMINISTRATIVE PROCEDURE ACT, WHICH IS, BY STATE
LAW, A GOVERNING PRINCIPLE RELEVANT TO THE

F.D.

6) OCT. 01, 2019 HEARING TO DETERMINE WHERE DEATH ROW
PRISONERS WOULD BE HOUSED. (ACLU NEGOTIATIONS)

EXECUTION PROTOCOLS AND CONTROLLING!

DETAILS SURROUNDING THE EVENTS OF 04/07/2021

AT 7:45 A.M. PLAINTIFF (LAY) ASK OFFICER HOOD FOR
 THE PHONE TO CALL ATTORNEYS.³ AT 8:30 A.M. LAY REPEATS
 THE REQUEST. AT 9:00 A.M. HOOD REPORTS THE PHONE
 IS NOT WORKING, BLAMES THE SECURITY PHONE PROVIDER.
 HOWEVER, IDENTICAL TO THE EVENTS THAT OCCURRED ON
 JULY 27, 2019, THE PHONE IS BEING PASSED BY
 PRISONERS IN THE SAME PATTERN THAT IT IS SHARED
 EACH DAY, IT APPEARS HOOD IS REPEATING THAT SAME ROUSE
 THAT TRANSPIRED IN 2019. (Sgt. MONKS BEING IN THE CONTROL
 ROOM 04/07/21, IS ONE OF THE OFFICERS INVOLVED IN THE
 F.A.#
 5) DUE TO LAY'S COMPLAINTS TO THE O.D.O.C. DIR. SCOTTCROW, THE H-HOIT
 MGR. MR. KIRBY IMPLEMENTS A ROUSE. THE SCHEME IS TO HAVE C.S.P.
 SECURITY OFFICERS GIVE THE PLAINTIFF PHONE ACCESS EARLY IN
 THE MORNING, THEN ALLOW PRISONERS TO CONTROL AND PASS
 THE PHONE, AN ARTIFICE THAT VIOLATES POLICY AND HAS NOT LASTED.

R. 8

EVENTS OCCURRING BETWEEN JULY 27, 2019 AND
AUG. 09, 2019).

AT 9:30 AND 10:00 A.M. LAY CONFRONTS OFF. HOOD
ABOUT THE INCONSISTENCY OF PRISONERS PASSING
THE PHONE VIA. CADALAC (VIOLATING THE ORDER OF
D.D.O.-L DIRECTOR SCOTT CROWN) AND, WHY PRISONERS
WOULD BE SEEKING THE PHONE HOLDING IT FOR
30 TO 60 MINUTES, THEN PASSING IT TO ANOTHER
PRISONER IF THE SERVICE IS OUT, THAT, THE

SAME EVENTS OCCURRED IN JULY OF 2019. AT 10:20
A.M. OFF. HOOD GIVES THE PHONE TO THE PLAINTIFF
SAYING: "HERE, SEE FOR YOURSELF IT DOESN'T
WORK."

IN CHECKING THE PHONE SERVICE, THE PLAINTIFF
BETWEEN 10:20 A.M. AND 11:30 A.M. HE

COULD DISCERN THAT THE PHONE LINE HAD BEEN UNPLUGGED, IDENTICAL TO THE SOUND PRODUCED IN JULY OF 2009. CONSIDERING THE ACTIONS OF O.S.P. SECURITY OFFICERS HOOD AND MONKS, THE ACTIONS OF OTHER PRISONERS, LAY CONCLUDES THAT, DUE TO O.S.P. KNOWING LAY WOULD ATTEND THE TRIAL (SEE DOE NO. 402), BECAUSE, O.S.P. STEAMUS OPEN ENVELOPES AND COPIES THE DOCUMENTS, THEY IMMEDIATELY ACT TO BEGIN AN EFFORT TO CUT THE PLAINTIFF OFF FROM HIS COMMUNICATIONS WITH FAMILY AND ATTORNEYS, LAY ANTICIPATES THE WORST. THE O.S.P. STAFF ASSIGNED TO THIS TASK, HOWEVER, C.E., SGT. MONKS AND OFFICER HOOD, ARE NOT THE SHARPEST TOOLS IN THE SHED.

WHAT TRANSPIRES IN JULY AND AUGUST OF 2019, UNDER
Sgt. GARRET, THAT GROUP OF OFFICERS WERE
OF A HIGHER LEVEL OF EXPERTISE, OR EXPERIENCE
OBEYING THE ILLEGAL ORDERS OF THEIR SUPERIORS.
AT 11:36 A.M. LAY DECLARES TO OFF. HOOD HIS
SUSPICIONS. THE PLAINTIFF TELLS THE YOUTHFUL
OFFICER OF THE EVENTS OF 2019, AND MONKS
INVOLVEMENT, AND BOLDLY DEMANDS HE - PLUG
THE PHONE BACK IN!

AT 11:45 A.M. AFTER OFF. HOOD FINISHES HIS
COUNT, JUST SECONDS AFTER HOOD ENTERS THE
CONTROL ROOM, Sgt. MONKS BENDS DOWN TO
THE PHONE BASE AND PLUGS THE PHONE IN.
PLAINTIFF HAS THE PHONE ON, HELD TO HIS

pg 11

EAR. HE MAKES (3) THREE CALLS DURING THE FIVE MINUTES THE PHONE IS ON, UNTIL OFF. HOOD WALKS OVER TO THE PHONE BASE AND UNPLUGS THE PHONE, ONLY AFTER HOOD ENGAGES IN A SHORT PHONE CONVERSATION WITH SOMEONE, PLAINTIFF BELIEVES IT IS WHOEVER INSTIGATES THE ROSE, I.E., SOMEONE IN A POSITION OF AUTHORITY. THE EVENTS THAT FOLLOW SUPPORT THIS ASSUMPTION. IN A NORMAL SETTING, A PRISONER FALSELY ACCUSING AN OFFICER OF SUCH AN ACT, SECURITY OFFICERS WOULD DEMAND THE PRISONER TO SURRENDER THE PHONE AND WRITE THE OFFENDER UP ON CHARGES; BUT IN THIS INSTANCE WADE LAY IS BEING TRUTHFUL,

WHICH IS WHY O.S.P. SENDS SGT. SHELTON TO THE
J.W. QUAD, SHELTON ATTEMPTS TO SMOOTH THINGS
OUT, HE BELIEVES THE COVER STORY: TECHNICAL
DIFFICULTIES HAVE CUT OFF THE PHONES AND SECUR-
ROS IS WORKING ON IT.

AT 12:35, AFTER THE CONVERSATION WITH SGT.
SHELTON, SHELTON ENTERS THE CONTROL ROOM,
SECONDS LATER, SGT. MONKS BENDS OVER AND
PLUGS IN THE PHONE. AGAIN, THE PLAINTIFF IS
WATCHING WITH THE PHONE TO HIS EAR.

HOWEVER, THE INCIDENT ESCALATES, SGT. MONKS
AND OFFICER HOOD CONTINUE TO DISRUPT PHONE
SERVICE. IN THE MIDDLE OF A CALL WITH SARAH
JERNIGAN (FED. PUBLIC DEFENDER-OKC) OFF.

HOOD UNPLUGS THE PHONE. SHORTLY AFTER THIS
NUMBER ROBISON ENTERS THE S.W. QUAD OF
H-UNIT, THE PLAINTIFF SHOUTS: "SGT. MONKS
AND HOOD ARE UNPLUGGING THE PHONE". IMMEDI-
ATELY, THE PHONE IS PLUGGED BACK IN.
THIS OCCURS ONE MORE TIME. IRONICALLY, MR.
KIRBY (H-UNIT MGR.) ENTERS THE UNIT AND HOOD
PLUGS THE PHONE IN AS THE UNIT MGR. APPROA-
CHES CLOSE PROXIMITY TO LAY'S CELL. AFTER
DISCUSSING THE MATTER WITH H-UNIT MGR. KIRBY,
IT IS CLEAR, SGT. MONKS AND OFF. HOOD WERE
DOING WHAT THEY WERE TOLD, O.S.P. IS ATTEM-
PTING TO DESTROY WADE LAY'S ABILITY TO PREPARE
FOR THE TRIAL OF THIS ACTION.

ANOTHER ELEMENT OF THIS CONTRIVANCE, IS THE DEPRIVATION OF FUNDAMENTAL RIGHTS, SUCH AS; SHOWERS AND LEGAL SERVICES. LAY IS DEPRIVED OF SHOWER ON 04/05/2021 BY OFFICERS HOOD AND POLCHAY AND SGT. MOOKS. ON 04/08/21 O.S.P. FAILS TO PROVIDE SHOWERS FOR ANY PRISONER. (NOTE: LAY WAS AWAKE UNTIL 11:30 P.M. ON THURSDAY 04/08/21, IT IS POSSIBLE O.S.P. WAITS UNTIL THE PLAINTIFF IS ASLEEP, RUNNING SHOWERS IN THE MIDDLE OF THE NIGHT, AND THEN CLAIM, PRISONERS WERE GIVEN OPPORTUNITY TO SHOWER.)

ADDITIONALLY, SINCE LAY HAS SHOWN A WILLINGNESS TO PARTICIPATE IN THE TRIAL, O.S.P. HAS DEPRIVED

P.D.#

THIS OCCURS OFTEN ON 4-SIDE S.W. QUAD OF H-UNIT. O.S.P. WAITS UNTIL MIDNIGHT OR LATER, AND ONLY SHOWERS TWO OR THREE PEOPLE; HOWEVER, THIS DOES NOT OCCUR ON THE OTHER SIDE OF S.W. QUAD. 3-SIDE IS DONE AT A REASONABLE TIME,

Pg. 15

HIM OF LEGAL SERVICES, AND WILL NOT PROVIDE THE PLAINTIFF WITH GRIEVANCE FORMS TO CONTINUE HIS COMPLAINT TO THE ADMINISTRATIVE REVIEW AUTHORITY. THIS IS WHY LAY HAD WRITTEN THE O.D.C. DIRECTOR SCOTT CROW. WHEN THE PRISON OFFICIALS AT A CORRECTIONAL INSTITUTION IN OKLAHOMA ABUSE THE GRIEVANCE PROCESS, IT IS ALLOWED UNDER O.D.O.C. POLICY FOR A PRISONER TO WRITE A PRIVATE-MAILED LETTER TO THE DIRECTOR TO ADDRESS THE ISSUES. (SEE DOC. NOS. 39 & 40 OF *Gay v. O.D.C.* CIV-13-481-TAW-SPS).

THE COURT HOWEVER CAN SEE, THAT THE O.D.O.C. REFUSES TO DEAL WITH THE MALFEASANCE, SO THE LAWLESS ENVIRONMENT PERSIST, AND NOW WARD LAY IS DEPRIVED OF THE NECESSARY SERVICES TO FULFILL

THE COURT'S REQUIREMENTS. (SEE PG. 1, ^{OF DOC. NO. 399,} FOOTNOTE
NOS. 1 & 2, JUDGE FRIOT'S REFERENCE TO DOC. NOS. 341
AND 387, AND F.N. NO. 3 AFFIDAVIT OR DECLARATION),
O.S.D. IS WITHHOLDING CRUCIAL ACCESS TO FUNDAM-
ENTAL RIGHTS, TO INCLUDE ATTEMPTING TO CUT LAY
OFF FROM COMMUNICATING WITH ATTORNEYS AND
FAMILY, TO DESTROY HIS ABILITY TO PARTICIPATE (IN
THE TRIAL). SIMPLY BEING PRESENT IS NOT
ALL THAT IS REQUIRED.
PLAINTIFF REITERATES THE NEED FOR INJUNCTIVE RELIEF.
WHY DOES THIS COURT NOT UPHOLD THE EQUAL PROT-
ECTION OF THE LAWS PRINCIPLE IN THIS CASE CONCERNING
WADE LAY. PLAINTIFF REMONDS THE COURT FOR PROTECTIVE
ORDER, ASKING THIS COURT TO ORDER O.S.D. TO PROVIDE

TO LAY THE EQUAL RIGHT TO ACCESS THE RIGHTS ALL PRISONERS ARE SUPPOSED TO ENJOY. TO PURCHASE PROPERTY, TO LEGAL SERVICE, TO SHOWERS, ETC..

ADDITIONALLY, LAY MOTIONS THE COURT TO ALLOW FOR DISCOVERY OF VIDEO SURVEILLANCE, IN PARTICULAR, THE DAY OF 04/07/2021. THE EXTREME PREJUDICE AND TARGETTING OF WADE LAY IS EASILY REVEALED

IN SO MANY FORMS. THE FACT O.S.P. IS WILLING TO DEPRIVE MULTIPLE PRISONERS OF FUNDAMENTAL RIGHTS, SUCH AS SHOWERS, JUST TO HURT ONE INMATE; AND THE

UNIMAGINABLE IMMUNITY THAT IS EXISTED ON

WEDNESDAY 04/07/21, THAT IT IS AN ACT CONTRIVED BY ADMINISTRATIVE STAFF IS UNCONSCIONABLE.

THIS IS A DEATH PENALTY CASE! THE PLAINTIFF

pg. 18

MUST BE PROVIDED PROTECTION FROM THE DEFENDANTS !

THE COURT MUST RECOGNIZE THE TRUISM, THAT

PREJUDICE NEVER EXERCISES REASON. PRISON

OFFICIALS ARE MOVED BY THEIR PRIDE AND ARROGANCE,

THIS IS WHAT FOSTERS THE FOOLISH ACTIONS OF WEDNESDAY

04/07/2021, WHEN O.S.P. TRIES TO DUPLICATE THE PHONE

RESTRICTION OF JULY 27, 2019 THROUGH AUGUST 09, 2019.

TO PUT FORTH THE RUSE THAT THE PHONE IS BROKEN, BLAME

IT ON A TECHNICAL ANOMALY, YET BELIEVE THEY CAN

ALLOW EVERY OTHER PRISONER ACCESS TO THE PHONE.

YOU SEE THIS SAME TYPE OF ARROGANCE IN 2021,

WHEN O.D.O.C. DIRECTOR MR. PATTON STATES: "HIS

VEIN BLEW". AS IF THE SIMPLE DECLARATION CONCERNING

THE BOTCHED EXECUTION OF MR. LOCKET WOULD SUFFICE,

EVEN THOUGH THE NEGLECT AND ABUSE OF PRISON
OFFICIALS AND THE O.D.O.C. WAS THE CAUSE THAT
PRODUCED AN 8TH AMENDMENT VIOLATION. FOR
THE COURT, THE OTHER PLAINTIFFS, OR THE STATE
OF OKLAHOMA TO RELY ON NEW PROTOCOLS TO REMEDY
THE INHERENT CORRUPTION WITHIN THE O.D.O.C. IS
FOOLISH.

(A.P.A.)

THE ADMINISTRATIVE PROCEDURE ACT REQUIRES A
STRICT COMPLIANCE TO O.D.O.C. POLICY. WHEN IT IS
CLEAR THAT THE O.D.O.C. HAS ABUSED ITS DISCRETION
ALLOTTED TO THEM UNDER THE ACT, I.E., THE A.P.A.,
STATE LAW PROVIDES A MEANS TO REEXAMINE THEIR
AUTHORITY. THAT TIME HAS COME.

PLAINTIFF AGAIN BELLS THE COURT TO PROVIDE
LAY TO RESPOND TO THE MOTION FOR SUMMARY
JUDGMENT FILED 02/19/21, AND LAY DID NOT
RECEIVE THE MOTION UNTIL THE LAST DAY OF
FEBRUARY FOR FILING, IE, 02/26/21, AT 1:30 P.M.
LAY FILES FOR DISCOVERY ON 03/15/21, AFTER
ENDURING A COVID-19 ILLNESS FROM 02/23/21
UNTIL 03/11/21. THE MOTION FOR DISCOVERY UNDER
FED. R. CIV. P. 56(d) IS TIMELY }

RESPECTFULLY SUBMITTED

DAVID LAY AT OS.P.

P.O. BOX 97

NICHLESTER, OKLA. 74602

04/12/2021